

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

JAMES OSTEEN,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	CIVIL ACTION NO. 2:05cv715-A
	)	
LELAND ENZOR, JR., et al.,	)	
	)	
Defendants.	)	

**ORDER**

No objection having been filed to the Recommendation of the Magistrate Judge (Doc. #6), entered on August 13, 2005, the court adopts the Recommendation of the Magistrate Judge, and it is hereby ORDERED as follows:

1. Plaintiff's claims against Defendant Enzor are DISMISSED with prejudice pursuant to 28 U.S.C. § 1915(e)(2)(B)(i).
2. Plaintiff's unlawful confinement claim is DISMISSED without prejudice pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).
3. This Complaint is DISMISSED prior to service of process.

DONE this 19th day of September, 2005.

/s/ W. Harold Albritton  
W. HAROLD ALBRITTON  
SENIOR UNITED STATES DISTRICT JUDGE